IT IS ORDERED:

27

28

1. Plaintiff's motion to strike (Dkt. #12) is **granted**.

2. The Clerk is directed to strike the letter from Mr. Monzo (Dkt. #11) from the record. Plaintiff's motion for costs and fees (Dkt. #12) is denied. 3. DATED this 8th day of January, 2009. and G. Campbell David G. Campbell United States District Judge

Case 2:08-cv-01984-DGC Document 15 Filed 01/08/09 Page 2 of 2